

THURSDAY, MARCH 17, 1988

SEVENTY-FIRST LEGISLATIVE DAY

The House met at 9:00 A.M. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Dr. Larry Gilmore, College Heights Baptist Church, Gallatin, Tennessee, guest of Representative Jack Long.

Representative Jack Long led the House in the Pledge of Allegiance to the Flag.

The roll was taken with the following results:

Present. . . . . 92

Representatives present were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 92.

The Speaker announced that Representative Bewley was excused because of illness.

The Speaker announced that Representative Burnett was excused because of personal business.

The Speaker announced that Representative Kent was excused because of an emergency.

The Speaker announced that Representative Robinson (Washington) was excused because of National Dairy Board meeting out of state.

The Speaker announced that Representative Turner (Hamilton) was excused because of attending a child care conference in New York.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 1846; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

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**Senate Bill No. 1846 -- Podiatrists -- Eliminates continuing education for podiatrist over certain age. Amends TCA, Title 62, Ch.3, Pt. 116.**

The Speaker announced that Representative Long was excused because of personal illness.

**REGULAR CALENDAR**

**\*House Bill No. 2057 -- Election Laws -- Requires closure of certain public schools on certain election days. Amends TCA, Titles 2, 49.**

Rep. Dixon moved that House Bill No. 2057 be re-referred to the Calendar and Rules Committee, which motion prevailed.

**Senate Bill No. 1385 -- County Government -- Authorizes certain counties to invest in bankers acceptances commercial paper and certain public issued bonds. Amends TCA 5-8-301.**

Further consideration of Senate Bill No. 1385, previously considered on Thursday, March 10, 1988, at which time it was substituted for House Bill No. 1387.

Rep. Byrd moved passage of Senate Bill No. 1385 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	90
Noes.....	0

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 90.

A motion to reconsider was tabled.

**\*Senate Bill No. 1724 -- Civil Procedure -- Allows defendant to request a civil case in general sessions court be removed to circuit court prior to judgment. Amends TCA, Title 19, Ch. 1, Pt. 1.**

Further consideration of Senate Bill No. 1724, previously considered on Thursday, March 10, 1988, at which time Senate Bill No. 1724 was substituted for House Bill No. 1846.

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Rep. Davis (Knox) moved that Senate Bill No. 1724 be reset on the Calendar for Thursday, March 24, 1988, which motion prevailed.

**House Bill No. 1420 -- Sunset Laws --** Extends termination date of Personnel Recruiting Services Board. Amends TCA, Title 4, Chs. 3, 29; Title 62, Ch. 31.

On motion, House Bill No. 1420 was made to conform with Senate Bill No. 1461.

On motion, **Senate Bill No. 1461**, on same subject, was substituted for House Bill No. 1420.

Rep. King moved passage of Senate Bill No. 1461 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	90
Noes.....	0

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frenslley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 90.

A motion to reconsider was tabled.

**House Bill No. 1604 -- Sunset Laws --** Extends termination date of Tennessee Children's Services Commission. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 3; Title 37, Chs. 1--3; Title 41, Ch. 5.

Rep. King moved that House Bill No. 1604 be passed on third and final consideration.

Rep. King moved to amend as follows:

**Amendment No. 1**

Amend House Bill No. 1604 by deleting Sections 2 and 3 and by substituting instead the following:

**SECTION 2.** Tennessee Code Annotated, Title 37, Chapter 3, is amended by deleting Sections 37-3-101 through 37-3-110 and by substituting instead the following:

**SECTION 37-3-101.** This part shall be known and may be cited as the "Tennessee Commission on Children and Youth Act of 1988".

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**SECTION 37-3-102.** (a) There is created a permanent commission to be known as the Tennessee commission on children and youth. The commission shall serve as an informational resource and advocacy agency for the efficient and effective planning, enhancement, and coordination of state, regional, and local policies, programs, and services to promote and protect the health, well-being, and development of all children and youth in Tennessee.

(b) The commission shall consist of twenty-one (21) members, to be appointed by the governor on the basis of broadly based and demonstrated leadership, interest, knowledge, and activities concerning the problems and needs of children and youth. At least one member of the commission shall be appointed from each of the state's nine (9) development districts. Membership shall include residents of urban as well as rural areas of the state. In making each appointment to the commission, the governor shall remain cognizant of, and shall give due consideration to, any applicable federal criteria which may be imposed pursuant to the provisions of the juvenile justice and delinquency prevention act of 1974, as amended, and shall also remain cognizant of, and give due consideration to, the intent of this act that the commission shall act to promote and protect the health, well-being, and development of all children and youth in Tennessee.

(c) Initial appointments to the commission shall be as follows: seven (7) members shall each be appointed to a term of one (1) year, seven (7) members shall each be appointed to a term of two (2) years, and seven (7) members shall each be appointed to a term of three (3) years. Thereafter, each regular appointment to the commission shall be for a term of three (3) years; and every appointee shall serve until his successor has been appointed and has qualified. No member of the commission may be appointed to serve more than three (3) consecutive three (3) year terms. Any vacancy occurring on the commission shall be filled by appointment only for the remainder of the unexpired term. Following any member's three (3) successive absences from commission meetings, the chair may request the governor to declare a vacancy and to fill the unexpired term.

(d) The commission shall maintain a permanent office in Nashville and shall meet at least four (4) times each year to transact business and perform its duties. The commission may meet at such other times and places as it deems necessary.

(e) The governor shall appoint one member of the commission to serve as chair for a term of three (3) years.

(f) The commission may establish such subcommittees and ad hoc committees, and may convene such interdisciplinary advisory groups, as it may deem necessary to efficiently and effectively perform its duties and responsibilities.

(g) Members of the commission shall receive no compensation for their services but shall be reimbursed for travel and other expenses actually incurred in the performance of their official duties. Such reimbursement

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shall be paid in accordance with the provisions of the comprehensive out-of-state travel regulations as promulgated by the department of finance and administration and approved by the attorney general.

**SECTION 37-3-103.** (a) The Tennessee commission on children and youth shall perform each of the following duties:

(1) To collect, compile, and distribute data relating to programs and services for children and youth, including, but not limited to, compilation and distribution of an inventory of the programs and services available in each county of the state; and to identify and make recommendations with regard to subject areas for which an unfulfilled need exists within state government for accurate and accessible information.

(2) To make recommendations concerning establishment of priorities and needed improvements with respect to programs and services for children and youth.

(3) To review and analyze the proposed budget, as contained within the state's annual appropriations act, for each entity of state government which utilizes state or federal funds to administer or provide programs and services for children and youth; to prepare and distribute an impact statement for the proposed budget of each such entity; and to make recommendations to the governor, the finance, ways, and means committee of the senate, and the finance, ways, and means committee of the house of representatives.

(4) To implement the provisions of the juvenile justice and delinquency prevention act of 1974, as amended; and to distribute, consistent with the purpose of the commission as set forth by Tennessee Code Annotated, Section 37-3-102(a), such funds as the general assembly shall direct.

(5) To advocate and coordinate the efficient and effective development and enhancement of state, local, and regional programs and services for children and youth.

(6) To publish annually, on or before December 31, a comprehensive report on the status of children and youth in Tennessee; and to distribute the report to the governor, each member of the general assembly, and to each of the state's depository libraries.

(7) To promulgate, in accordance with the uniform administrative procedures act, Tennessee Code Annotated, Title 4, Chapter 5, such rules as may be necessary to perform the duties prescribed by the provisions of this act.

(b) To the extent that adequate resources are available, the Tennessee commission on children and youth is authorized to perform any one or more of the following activities:

(1) To identify and analyze specific problems concerning programs and services for children and youth.

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(2) To prepare and distribute impact statements analyzing the potential effect of proposals under consideration by the general assembly which relate to the health, well-being, and development of children and youth.

(3) To review licensing or certification standards and program policies, promulgated by entities of state government, which affect children and youth; and to make recommendations concerning such standards and policies to the governor, to the entity promulgating any such standard or policy, and to each member of the general assembly.

(4) To monitor foster care review boards; to report on the impact of foster care review on children and youth in foster care; and to make recommendations for improvement of the state's foster care system to the governor and to each member of the general assembly.

37-3-104. The commission shall be administered by an executive director who shall be appointed by the commission. The director shall be a full-time employee of the commission and shall be responsible for the administration of commission policies, rules, and guidelines. In appointing such director, preference shall be given to individuals who are qualified by reason of thorough knowledge of programs for the delivery of services for children and youth, by reason of previous employment in the management or delivery of services to children and youth, and by reason of professional training. The director may be removed from office by a majority of commission members.

37-3-105. (a) The executive director, subject to the approval of the commission and the commissioner of finance and administration, shall employ other personnel as may be necessary for the performance of the duties as prescribed by this part

(b) All reimbursement for travel of commission staff shall be in accordance with the provisions of the comprehensive travel regulations as promulgated by the department of finance and administration and approved by the attorney general.

37-3-106. (a) There shall be a regional council on children and youth organized by the commission in each of the nine (9) development districts of the state. The regional councils shall perform each of the following duties:

(1) To provide for mutual exchange of information and networking among service providers, advocates, and elected officials.

(2) To educate council members, officials, others involved in services for children and youth, and the general public concerning the needs and problems of children and youth in the region and the state.

(3) To coordinate regional and local efforts between public and private service providers to enhance services for children and youth.

(4) To advocate for legislation, policies, and programs at the local and regional level to promote and protect the health, well-being, and development of children and youth.

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(5) To collect, compile, and distribute data; and to make recommendations on the needs and problems of children and youth.

(b) The regional councils on children and youth shall be the ongoing communication links between the commission and the various regional and local areas of the state. The councils shall perform information-gathering and problem-solving tasks concerning services for children and youth. Each council shall report to the commission, at least annually, its recommendations for improvements in services for children and youth.

(c) The commission shall establish guidelines for the composition and operation of the regional councils. The commission shall provide at least one locally based staff person for each regional council to assist the council in performing the duties assigned by this act. Such staff person shall coordinate, advise, and consult with the council, shall provide technical assistance to the council and community organizations serving children and youth, and shall act as liaison to the commission.

37-3-107. References to the commission on children and youth, the office of child development, the children's services commission, and the juvenile justice commission appearing elsewhere in Tennessee Code Annotated shall be deemed to be references to the Tennessee commission on children and youth. All contracts and leases entered into by the Tennessee children's services commission and by the Tennessee juvenile justice commission shall continue in full force and effect as to all essential provisions in accordance with the terms and conditions of the contract in existence on July 1, 1988, unless and until such contracts or leases expire or are duly amended or modified by the parties thereto. All rules, orders, and decisions promulgated or issued by the Tennessee children's services commission or the Tennessee juvenile justice commission prior to, and in effect on July 1, 1988, shall remain in force and effect and shall be administered and enforced by the Tennessee commission on children and youth until duly amended, repealed, expired, modified, or superceded.

37-3-108. (a) The Tennessee commission on children and youth shall convene an interdepartmental coordination council composed of the executive director of the commission, or his designee, and the commissioner, or his designee, of each department of state government that administers services to children, youth, and their families, including but not necessarily limited to, the department of correction, the department of education, the department of human services, the department of mental health and mental retardation, the department of health and environment, and the department of labor. Members of the interdepartmental coordination council shall serve as ex officio, nonvoting members of the Tennessee commission on children and youth.

(b) The coordination council shall meet at least once each quarter. The executive director of the commission, or his designee, shall serve as chair. The coordination council shall meet at such other times as the chair may deem necessary or expedient for the performance of duties and responsibilities.

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(c) The coordination council shall have the following duties and responsibilities:

(1) To assist in the identification and analysis of service delivery problems, including gaps in and duplications of services; in formulating recommendations for improvements; and in initiating such improvements in the services systems;

(2) To provide budget and program information throughout the year;

(3) To assist in the design and implementation of a data collection system;

(4) To periodically report findings and recommendations to the commission on children and youth;

(5) To develop and update, on a continuing basis, a comprehensive statewide plan to ensure the effectiveness and efficiency of all programs and services for children and youth: such plan to be jointly prepared by the staff of all entities of state government which provide services to children and youth and to be annually submitted, on or before December 31, to the governor, to each member of the general assembly, and to each of the state's depository libraries; and

(6) To perform other activities consistent with the intent of this act.

SECTION 3. (a) The provisions of Tennessee Code Annotated, Section 4-29-114, shall not apply to this act.

(b) All staff, staff positions, offices, equipment, supplies, property, funds, and other resources of the Tennessee children's services commission and the Tennessee juvenile justice commission shall be transferred to the Tennessee commission on children and youth.

(c) The Tennessee children's services commission and the Tennessee juvenile justice commission shall terminate and shall cease to exist upon the effective date of this act.

(d) The Tennessee commission on children and youth shall be subject to the provisions of Tennessee Code Annotated, Section 4-29-118(a).

SECTION 4. Tennessee Code Annotated, Section 37-2-405, is amended • by deleting subsection (b) in its entirety and by substituting instead the following

(b) The department of human services shall develop and provide such training to juvenile court judges, youth services officers, review board members, and departmental staff as may be necessary to provide such persons with adequate knowledge to perform their duties under this part.

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SECTION 5. (a) Tennessee Code Annotated, Section 37-1-161, is amended by deleting the words "children's services commission" and by substituting instead the words "commission on children and youth".

(b) Tennessee Code Annotated, Section 37-1-161, is further amended by deleting the words "juvenile justice commission" and by substituting instead the words "commission on children and youth".

SECTION 6 This act shall take effect on July 1, 1988, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, Rep. King moved that House Bill No. 1604, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	90
Noes.....	0

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 90.

A motion to reconsider was tabled.

**\*House Bill No. 1941 -- Corporations, Not for Profit --** Allows directors of nonprofit hospitals and educational institutions that contract with government to serve successive terms. Amends TCA 48-58-104.

On motion, House Bill No. 1941 was made to conform with Senate Bill No. 2174.

On motion, **Senate Bill No. 2174**, on same subject, was substituted for House Bill No. 1941.

Rep. Williams moved passage of Senate Bill No. 2174 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	90
Noes.....	0
Present and not voting.....	1

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Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Frensey, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 90.

Representative present and not voting was: Ellis -- 1.

A motion to reconsider was tabled.

**House Bill No. 2135 -- Employees, Employers --** Revises provisions for which maternity leave may be taken from certain employment. Amends TCA 50-1-501, 502.

On motion, House Bill No. 2135 was made to conform with Senate Bill No. 2088.

On motion, **Senate Bill No. 2088**; on same subject, was substituted for House Bill No. 2135.

Rep. Williams moved passage of Senate Bill No. 2088 on third and final consideration, which motion prevailed by the following vote:

Ayes. ....	85
Noes. ....	3

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 85.

Representatives voting no were: Crain, Napier, Stafford -- 3.

A motion to reconsider was tabled.

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**\*House Bill No. 1478** -- Insurance, Motor Vehicles -- Requires insurance companies to specify reasons for non-renewal in notice of intention not to renew. Amends TCA, Title 56, Ch. 7, Pt. 13.

On motion, House Bill No. 1478 was made to conform with Senate Bill No. 1942.

On motion, **Senate Bill No. 1942**, on same subject, was substituted for House Bill No. 1478.

Rep. Hassell moved passage of Senate Bill No. 1942 on third and final consideration, which motion prevailed by the following vote:

Ayes. ....	88
Noes. ....	2

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 88.

Representatives voting no were: Coffey, Tankersley -- 2.

A motion to reconsider was tabled.

**House Bill No. 1884** -- Insurance, Motor Vehicles -- Requires department of safety to issue affidavit upon filing of certain insurance forms. Amends TCA 56-7-1201.

On motion, House Bill No. 1884 was made to conform with Senate Bill No. 2066.

On motion, **Senate Bill No. 2066**, on same subject, was substituted for House Bill No. 1884.

Rep. Crain moved passage of Senate Bill No. 2066 on third and final consideration, which motion prevailed by the following vote:

Ayes. ....	91
Noes. ....	0

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Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 91.

A motion to reconsider was tabled.

**\*House Bill No. 1679** -- State Government -- Authorizes investment of state funds in certain financial instruments. Establishes collateral pool for state deposits. Amends TCA, Title 9, Ch. 4.

On motion, House Bill No. 1679 was made to conform with Senate Bill No. 1938.

On motion, **Senate Bill No. 1938**, on same subject, was substituted for House Bill No. 1679.

Rep. Holt moved passage of Senate Bill No. 1938 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	87
Noes.....	0

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 87.

A motion to reconsider was tabled.

### REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to **House Rule No. 31**, I wish to express a desire to change my original stand from not voting to aye on Senate Bill No. 1938, and have this statement entered in the Journal.

Rep. Jerry Jared

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**House Bill No. 2241 -- Credit, Consumer -- Enacts "Tennessee Credit Services Business Act".**

Rep. Head moved that House Bill No. 2241 be passed on third and final consideration.

Rep. Tanner moved to amend as follows:

**Amendment No. 1**

Amend House Bill No. 2241 by adding a new Section 11, as follows, and redesignating the subsequent sections accordingly:

Section 11. In order to provide a degree of protection to customers of credit services businesses, each credit services business shall post a bond of ten thousand dollars (\$10,000) with the department of commerce and insurance. Such bond may be made through deposit of cash, a certificate of deposit, securities, or with a bond issued by a corporate surety acceptable to the commissioner of commerce and insurance.

On motion, the amendment was adopted.

Thereupon, Rep. Head moved that House Bill No. 2241, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. ....	90
Noes. ....	0

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frenslley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 90.

• A motion to reconsider was tabled.

**\*House Bill No. 1153 -- Drivers' Licenses -- Revises grounds for suspension of driver's license. Amends TCA, Title 55, Ch. 7.**

On motion, House Bill No. 1153 was made to conform with Senate Bill No. 1184.

On motion, **Senate Bill No. 1184**, on same subject, was substituted for House Bill No. 1153.

Rep. McAfee moved that the Senate Bill No. 1184 be passed on third and final consideration.

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Rep. Robinson (Davidson) moved to amend as follows:

**Amendment No. 1**

Amend Senate Bill No. 1184 by deleting SECTION 1 in its entirety and substituting instead the following new SECTION 1:

SECTION 1. Tennessee Code Annotated, Section 55-7-113(a), is amended by deleting Item (2) in its entirety.

On motion, Amendment No. 1 failed.

Rep. McAfee moved to amend as follows:

**Amendment No. 2**

Amend Senate Bill No. 1184 by deleting from Section 2 the date "July 1, 1987" and by substituting instead the date "July 1, 1988".

On motion, Amendment No. 2 was adopted.

Rep. McAfee moved passage of Senate Bill No. 1184, as amended, on third and final consideration.

Rep. McAfee withdrew the motion for passage on third and final consideration, and moved that Senate Bill No. 1184 as amended, be reset to the Calendar for Monday, March 21, 1988, which motion prevailed.

**House Bill No. 2199 -- Taxes, Sales -- Exempts certain railroad materials from sales tax. Amends TCA, Title 67, Ch. 6, Pts. 3, 5.**

On motion, House Bill No. 2199 was made to conform with Senate Bill No. 2297.

On motion, **Senate Bill No. 2297**, on same subject, was substituted for House Bill No. 2199.

Rep. Kisber moved passage of Senate Bill No. 2297 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	91
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Drew, Duer, Ellis, Frensey, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs,

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Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 91.

Representative present and not voting was: Dixon -- 1.

A motion to reconsider was tabled.

**\*House Bill No. 1968 -- Local Government --** Authorizes local governments to award contracts for energy equipment and services under same procedures for professional services.

On motion, House Bill No. 1968 was made to conform with Senate Bill No. 2188.

On motion, **Senate Bill No. 2188**, on same subject, was substituted for House Bill No. 1968.

Rep. Bragg moved passage of Senate Bill No. 2188 on third and final consideration, which motion prevailed by the following vote:

Ayes .....	91
Noes .....	1

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 91.

Representative voting no was: Copeland -- 1.

A motion to reconsider was tabled.

**\*House Joint Resolution 0484 -- Naming and Designating --** Designates road in Bradley County as "Sgt. Paul B. Huff Parkway".

Rep. Bivens moved that House Joint Resolution No. 484 be adopted, which motion prevailed by the following vote:

**THURSDAY, MARCH 17, 1966 -- SEVENTY-FIRST LEGISLATIVE DAY**

Ayes. .... 92  
Noes. .... 0

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 92.

A motion to reconsider was tabled.

**\*House Bill No. 1335 -- Highways, Roads and Bridges -- Provides for directional signs on I-40 to Big South Fork National Park and Watts Bar Lake.**

On motion, House Bill No. 1335 was made to conform with Senate Bill No. 1353.

On motion, Senate Bill No. 1353, on same subject, was substituted for House Bill No. 1335.

Rep. Duer moved that the Senate Bill No. 1353 be passed on third and final consideration.

Rep. Duer moved to amend as follows:

**Amendment No. 1**

Amend Senate Bill No. 1353 by deleting the language in Section 2 "both the eastbound and westbound lanes of Interstate Highway I-40 at exit 352 for Kingston." and inserting instead the following language:

the eastbound lane of Interstate Highway I-40 at exit 347 for Rockwood/Harriman and for the westbound lane of Interstate Highway I-40 at exit 352 for Kingston.

On motion, the amendment was adopted.

Thereupon, Rep. Duer moved that Senate Bill No. 1353, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. .... 91  
Noes. .... 0

**THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY**

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 91.

A motion to reconsider was tabled.

**\*House Bill No. 1484 -- Podiatrists -- Eliminates continuing education for podiatrist over certain age. Amends TCA, Title 63, Ch. 3, Pt. 116.**

On motion, House Bill No. 1484 was made to conform with Senate Bill No. 1846.

On motion, Senate Bill No. 1846, on same subject, was substituted for House Bill No. 1484.

Rep. Whitson moved passage of Senate Bill No. 1846 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	89
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 89.

Representative present and not voting was: Coffey -- 1.

A motion to reconsider was tabled.

**\*House Bill No. 1988 -- Taxes -- Extends personal liability to persons who collect taxes from consumers and fail to pay. Amends TCA, Title 67, Ch. 1, Pt. 14.**

On motion, House Bill No. 1988 was made to conform with Senate Bill No. 2208.

## THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY

On motion, **Senate Bill No. 2208**, on same subject, was substituted for House Bill No. 1988.

Rep. Rhinehart moved passage of Senate Bill No. 2208 on third and final consideration, which motion prevailed by the following vote:

Ayes. ....	92
Noes. ....	0

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 92.

A motion to reconsider was tabled.

### CONSENT CALENDAR

**\*House Bill No. 1919** -- Pensions and Retirement Benefits -- Makes special provision for crediting certain years of service in TCRS. Amends TCA, Title 8, Ch. 35, Pt. 2.

On motion, House Bill No. 1919 was made to conform with Senate Bill No. 2162.

On motion, **Senate Bill No. 2162**, on same subject was substituted for House Bill No. 1919.

**House Bill No. 1656** -- Planning, Public -- Changes definition of "subdivision" as it pertains to regional and municipal planning. Amends TCA, Title 13, Chs. 3, 4.

On motion, House Bill No. 1656 was made to conform with Senate Bill No. 1643.

On motion, **Senate Bill No. 1643**, on same subject, was substituted for House Bill No. 1656.

**House Bill No. 1938** -- Civil Defense -- Authorizes chief executive officer to appoint emergency communication board of directors members. Amends TCA, Title 7, Ch. 86, Pt. 1.

**THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY**

**\*House Bill No. 1999 -- Interstate Compacts -- Enacts "Interstate Earthquake Compact of 1988".**

On motion, House Bill No. 1999 was made to conform with Senate Bill No. 2219.

On motion, **Senate Bill No. 2219**, on same subject, was substituted for House Bill No. 1999.

**House Bill No. 1736 -- Municipal Government -- Revises internal reference relative to authorized investments of idle funds by municipalities. Amends TCA 6-56-106.**

**\*House Joint Resolution 0476 -- General Assembly, Statement of Intent Or Position -- Expresses intent to issue G.O. bonds for Department of Energy for super collider.**

**House Bill No. 1792 -- Insurance, Credit Life -- Changes the term of years before credit life and health insurance policies are subject to the provisions of TCA Title 56, Ch. 7, Pt. 9. Amends TCA 56-7-901, 903, 904.**

**House Bill No. 1470 -- Game and Fish Laws -- Revises bear hunting season in Unicoi County. Amends TCA 70-4-116.**

On motion, House Bill No. 1470 was made to conform with Senate Bill No. 1382.

On motion, **Senate Bill No. 1382**, on same subject, was substituted for House Bill No. 1470.

**House Bill No. 2295 -- Handicapped Persons -- Authorizes handicapped drivers to park free in certain areas. Amends TCA, Title 55, Ch. 21, Pt. 1.**

On motion, House Bill No. 2295 was made to conform with Senate Bill No. 1871.

On motion, **Senate Bill No. 1871**, on same subject, was substituted for House Bill No. 2295.

**House Bill No. 2297 -- Handicapped Persons -- Increases fine for parking in handicapped spaces and requires fine to be posted on certain signs. Amends TCA 55-21-108.**

**House Bill No. 2299 -- Education, Dept. of -- Requires department to print directory of educational programs for handicapped preschool children. Amends TCA, Title 49, Ch. 10.**

On motion, House Bill No. 2299 was made to conform with Senate Bill No. 2017.

On motion, **Senate Bill No. 2017**, on same subject, was substituted for House Bill No. 2299.

**THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY**

**Senate Joint Resolution 0386** -- Memorials, Sports -- Honors the late George Harry Treadwell, Sr. on selection to Tennessee Sports Hall of Fame.

**Senate Joint Resolution 0387** -- Memorials, Sports -- Honors Tommy Prothro on selection to Tennessee Sports Hall of Fame.

**Senate Joint Resolution 0390** -- Memorials, Personal Achievement -- Honors A.F. "Bud" Dudley on being selected a member of the Tennessee Sports Hall of Fame.

**House Resolution No. 0103** -- Memorials, Sports -- Honors Coach Dick Fadgen of Memphis State Swim Club.

**House Joint Resolution 0601** -- Memorials, Public Service -- Commends Tennessee Chapter 21 of Telephone Pioneers for community service through Camp Bluebird.

**House Joint Resolution 0602** -- Memorials, Public Service -- Honors Margie Solomon, outstanding citizen of Fayetteville.

**House Joint Resolution 0603** -- Memorials, Personal Achievement -- Congratulates Kim Carpenter, 1988 Hostess Princess of World's Biggest Fish Fry.

Rep. Phillips moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.....	91
Noes.....	0

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 91.

A motion to reconsider was tabled.

THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY

HOUSE ACTION ON SENATE AMENDMENTS

**\*House Bill No. 1482 -- Equalization Board --** Authorizes nonlawyer participation before State Board of Equalization under certain circumstances.

**Senate Amendment No. 4**

Amend House Bill No. 1482 by adding the following new section before the last section and appropriately redesignating the remaining section:

Section \_\_. Tennessee Code Annotated, Section 67-5-1511, is amended by designating the existing language as subsection (a) and by adding the following new subsection:

(b) Such individual review referred to in subsection (a) shall be a de novo appeal to the chancery court of Davidson County.

**Senate Amendment No. 1 to Amendment No. 4**

Amend Amendment No. 4 to House Bill No. 1482 by deleting from the amendatory language of the new section added by proposed amendment no. 4 the language "individual" and by substituting instead the language "judicial".

**Senate Amendment No. 2 to Amendment No. 4**

Amend Amendment No. 4 to House Bill No. 1482 by adding to the end of subsection (b) of the amendatory language of the unnumbered section of such amendment after the words "the chancery court of Davidson County" the words "or the county where the disputed assessment is made"

**Senate Amendment No. 6**

Amend House Bill No. 1482 by adding the following new section:

SECTION \_\_. All other provisions of this Act notwithstanding; this Act shall not apply in any manner to the representation of a taxpayer by an attorney.

Rep. Williams moved that the House concur in Senate Amendment No. 4, as amended, and 6, which motion prevailed by the following vote:

Ayes.....	92
Noes.....	0

## THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 92.

A motion to reconsider was tabled.

### UNFINISHED BUSINESS

#### RULES SUSPENDED

Rep. Hobbs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 605 out of order, which motion prevailed.

**House Joint Resolution 0605 -- Naming and Designating --** Designates bridge spanning Harpeth River on U.S. 41A at Eagleville as "Frank Crosslin Bridge". by \*Hobbs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Hobbs, the resolution was adopted by the following vote:

Ayes. ....	89
Noes. ....	0

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 89.

A motion to reconsider was tabled.

**THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY**

**RULES SUSPENDED**

Rep. Hobbs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 606 out of order, which motion prevailed.

**House Joint Resolution 0606 -- Naming and Designating --** Designates State Route 269 between US 41A and 31A as "Jordon Redmon Parkway". by \*Hobbs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Hobbs, the resolution was adopted by the following vote:

Ayes. ....	88
Noes. ....	0

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 88.

A motion to reconsider was tabled.

**RULES SUSPENDED**

Rep. Hobbs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 608 out of order, which motion prevailed.

**House Joint Resolution 0608 -- Naming and Designating --** Designates State Route 269 from Concord to Versailles as "J.D. Woodson Parkway". by \*Hobbs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Hobbs, the resolution was adopted by the following vote:

Ayes. ....	87
Noes. ....	0
Present and not voting. ....	1

## THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 87.

Representative present and not voting was: Robinson (Hamilton) -- 1.

A motion to reconsider was tabled.

### MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 426; amended and concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

### NOTICE TO ACT ON SENATE AMENDMENTS

Pursuant to Rule No. 59, the sponsors gave notice of intent to consider the following measures from the Senate on Monday, March 21, 1988:

House Joint Resolution No. 426 -- Rep. Yelton.

House Bill No. 1766 -- Rep. Naifeh.

House Bill No. 1866 -- Rep. Miller.

### RULES SUSPENDED

Rep. Bragg moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 610 out of order, which motion prevailed.

House Joint Resolution 0610 -- General Assembly -- Authorizes speakers to prepare for 1990 NCSL in Nashville. by \*Starnes, \*Bragg, \*Naifeh.

On motion, the rules were suspended for the immediate consideration of the resolution, with all members voting aye added as sponsors.

On motion of Rep. Bragg, the resolution was adopted by the following vote:

Ayes.....	89
Noes.....	0

## **THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY**

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kernell, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 89.

A motion to reconsider was tabled.

### **SPONSORS ADDED**

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1453: Reps. Webb, Hobbs, Ussery and Crain added as prime sponsors.

House Bill No. 1999: Rep. Kernell added as a prime sponsor.

House Bill No. 2135: Rep. Kernell added as a prime sponsor.

### **INTRODUCTION OF RESOLUTIONS**

**House Resolution No. 0104** -- Memorials, Congratulations -- Congratulates Sandra Helen Cicirello, winner of Miss Historic Jonesborough pageant. by \*Robinson Ruth.

The Speaker referred House Resolution No. 104 to the Calendar and Rules Committee.

**House Resolution No. 0105** -- Memorials, Public Service -- Honors Alzada Clark for successful career as labor organizer. by \*Dixon.

? The Speaker referred House Resolution No. 105 to the Calendar and Rules Committee.

**House Resolution No. 0106** -- Memorials, Public Service -- Commends Reverend Tommy L. McCray for work in Boxtown community. by \*Dixon.

The Speaker referred House Resolution No. 106 to the Calendar and Rules Committee.

## **THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY**

**House Resolution No. 0107** -- Memorials, Professional Achievement -- Honors Willie Mitchell for outstanding achievement in music field. by \*Dixon.

The Speaker referred House Resolution No. 107 to the Calendar and Rules Committee.

**House Joint Resolution 0604** -- Memorials, Professional Achievement -- Congratulates The Lebanon Democrat on centennial celebration. by \*Bell.

The Speaker referred House Resolution No. 604 to the Calendar and Rules Committee.

**House Joint Resolution 0607** -- Memorials, Congratulations -- Congratulates Reverend Jesse Jackson for efforts on Super Tuesday. by \*Jones R, DeBerry, Dixon, Turner L, King, Pruitt, Jones U, Love, Drew, Robinson C B.

The Speaker referred House Resolution No. 607 to the Calendar and Rules Committee.

**House Joint Resolution 0609** -- Memorials, Personal Achievement -- Honors Missy Pierce, winner of Miss Tennessee Teen USA pageant. by \*Tanner.

The Speaker referred House Resolution No. 609 to the Calendar and Rules Committee.

**House Joint Resolution 0611** -- Memorials, Government Officials -- Encourages Departments of Correction and Education to enter program for educational opportunities for inmates. by \*Jones U.

The Speaker referred House Resolution No. 611 to the State and Local Government Committee.

### **SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)**

**Senate Joint Resolution 0391** -- Memorials, Sports -- Honors Metro Moore County High School girl's basketball team on winning District 10 A championship.

The Speaker referred Senate Joint Resolution No. 391 to the Calendar and Rules Committee.

**Senate Joint Resolution 0400** -- Memorials, Condolence -- Honors the memory of Donald McKay, first publisher of The Oak Ridger.

The Speaker referred Senate Joint Resolution No. 400 to the Calendar and Rules Committee.

**Senate Joint Resolution 0401** -- Memorials, Condolence -- Honors the memory of Henry L. Taylor.

The Speaker referred Senate Joint Resolution No. 401 to the Calendar and Rules Committee.

**THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY**

**Senate Joint Resolution 0402** -- Memorials, Professional Achievement -- Honors Rufus Thomas for musical career as soul and blues artist.

The Speaker referred Senate Joint Resolution No. 402 to the Calendar and Rules Committee.

**RESOLUTIONS LYING OVER**

**\*Senate Joint Resolution 0374** -- Memorials, Government Officials -- Directs attorney general and director of legal services to review laws relative to metropolitan government.

The Speaker referred Senate Joint Resolution No. 374 to the Judiciary Committee.

**SENATE BILLS ON FIRST CONSIDERATION**

**\*Senate Bill No. 1750** -- Mines, Mining -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 2316.

**\*Senate Bill No. 1813** -- Hospitals and Health Care Facilities -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 2069.

**Senate Bill No. 1888** -- Game and Fish Laws -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1666.

**\*Senate Bill No. 1918** -- Alcoholic Beverage Commission -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 2337.

**\*Senate Bill No. 1965** -- Courts, Supreme Court of Tennessee -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1821.

**Senate Bill No. 2198** -- Hotels and Restaurants -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1978.

**\*Senate Bill No. 2245** -- Trusts -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 2168.

**HOUSE BILLS ON SECOND CONSIDERATION**

**House Bill No. 2474** -- Jackson -- Passed second consideration and held on the Clerk's desk.

**THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY**

**REPORT OF CHIEF ENGROSSING CLERK**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1342, 1725, 1781, 1829, 1973, 2130, 2154, 2235, 2240, 2390, 2439, 2441, 2445, 2446, 2447, 2448 and 2453; and House Joint Resolutions Nos. 272, 563, 565, 566, 575, 576 and 589; for his action.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**ENROLLED BILLS**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 1992; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1535, 1561, 1742, 2362 and 2427; all substituted for Senate Bills on same subjects and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE GOVERNOR**

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 1509, 1617, 1621, 1863, 1869, 1958, 1962, 1963, 2285, 2386 and 2409; House Joint Resolutions Nos. 491, 553, 554, 556, 557, 558, 559 and 560, with his approval.

DAVID H. WELLES,  
Counsel to the Governor.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 579, 580 and 582; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY**

**ENGROSSED BILLS**

**MR. SPEAKER:** Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1604, 1736, 1792, 1938, 2241 and 2297; and House Joint Resolutions Nos. 476, 484, 601, 602, 603, 605, 606, 608 and 610; and find same correctly engrossed and ready for transmission to the Senate.

**BETTY KAY FRANCIS,**  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to transmit to the House, Senate Bills Nos. 1595, 1730, 1937, 1990, 1996, 2025, 2146, 2248 and 2293; all passed by the Senate.

**CLYDE W. McCULLOUGH, JR.,**  
Chief Clerk.

**\*Senate Bill No. 1595 --** Annexation -- Authorizes county to annex more than statutory limit when approved by local government. Amends TCA 6-51-102.

**\*Senate Bill No. 1730 --** Election Laws -- Effects administrative changes in election laws, makes uniform the boundary distance within which certain activity is prohibited. Amends TCA, Title 2.

**Senate Bill No. 1937 --** Cosmetology -- Revises provisions requiring certain signs to be displayed by cosmetology shops and schools. Amends TCA 62-4-126.

**Senate Bill No. 1990 --** Sentencing -- Authorizes innovative approaches to criminal sentencing. Amends TCA, Title 40.

**Senate Bill No. 1996 --** Crime, Victims of -- Requires annual evaluation of criminal injury compensation fund to determine if fund is sufficient to permit supplemental awards; determines what constitutes single criminal act. Amends TCA, Title 29, Ch. 13, Pt. 1.

**\*Senate Bill No. 2025 --** Taxes, Tobacco -- Allows tobacco wholesalers and jobbers to use certificate of deposit as collateral for tobacco tax in lieu of corporate surety bond. Amends TCA, Title 67, Ch. 4, Pt. 10.

**\*Senate Bill No. 2146 --** Election Laws -- Eliminates requirement of attestation of ballot for military persons. Amends TCA 2-6-108.

**\*Senate Bill No. 2248 --** Utilities, Utility Districts -- Increases membership on NES board.

**Senate Bill No. 2293 --** Election Laws -- Revises time of meetings to instruct election officials of duties. Amends TCA 2-4-108.

**THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY**

**ENROLLED BILLS**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1017, 1482, 1535, 1561, 1717, 1742, 1752, 2298, 2362, and 2427; House Resolution No. 103; House Joint Resolutions Nos. 579, 580 and 582; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**SIGNED**

The Speaker announced that he had signed the following: Senate Bills Nos. 1439, 1440, 1654, 1860, 2396; and House Bill No. 1992.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bill No. 1992; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill No. 1992 for his action.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 383 and 403, both for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY**

**SIGNED**

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 383 and 403.

**LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES**

In accordance with Rule No. 48, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 2472 and 2474.

**REPORT OF COMMITTEE ON CALENDAR AND RULES  
CONSENT CALENDAR**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following additional bills and/or resolutions on the Consent Calendar for Monday, March 21, 1988: House Resolution No. 104, 105, 106 and 107; House Joint Resolutions Nos. 604, 607, 609; Senate Joint Resolutions Nos. 391, 400, 401 and 402; House Bills Nos. 2472 and 2474.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following additional bills and/or resolutions on the calendar for Wednesday, March 23, 1988: House Bills Nos. 2148, 2147, 1127, 2056, 2058, 2365 and 1892.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills and/or resolutions on the calendar for Thursday, March 24, 1988: House Bills Nos. 1894, 1893, 2033, 1817, 1453, 2040, 1898, 2110, 2183, 2332, 2412, 1553, 1944; House Joint Resolution No. 489; House Bill No. 2050; Senate Joint Resolution No. 318.

PHILLIPS, Chairman.

THURSDAY, MARCH 17, 1988 -- SEVENTY-FIRST LEGISLATIVE DAY

ROLL CALL

Roll call was taken with the following results:

Present..... 91

Representatives present and not voting were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 91.

On motion of Rep. Naifeh, the House adjourned until 5:00 P.M. Monday, March 21, 1988.